

**DETERMINATION AND FINDINGS
FOR A
SOLE SOURCE PROCUREMENT**

CAPTION: Street and Bridge maintenance Yard Environmental Monitoring
401 Farragut Street NE Washington DC LUST Case #90047

PROPOSED CONTRACTOR: Environmental Consultants and Contractors, Inc. (ECC)

PROGRAM AGENCY: District Department of Transportation

FINDINGS

1. AUTHORIZATION:

D.C. Official Code §2-354.04, 27 DCMR 1304, 1700 and 1701

2. MINIMUM NEED:

The Government of the District of Columbia Department of Transportation has a need for ECC to submit a final report concerning environmental monitoring at 401 Farragut Street to be in compliance with a District Department of Environment (DDOE) mandate – LUST case 90047.

3. ESTIMATED REASONABLE PRICE:

\$33,741.32

4. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:

(a) The proposed contractor was engaged by the prime contractor on a subcontractor basis to perform work including providing draft and final reporting requirements pursuant to a task order issued under contract DCKA-2010-T-0019.

(b) The prime contractor has essentially disappeared. Neither DDOT nor ECC has had any communication with the prime contractor since April 2012. As tasked, EEC prepared a draft report for submission to DDOE. DDOT must now submit the final report to DDOE.

(c) The proposed contractor having prepared the preliminary report has all data necessary to complete and prepare the final written Comprehensive Site Assessment Report for acceptance by DDOT. There is no other vendor who could provide the necessary analysis and monitoring to provide comprehensive findings at this juncture.

(d) A market survey was considered, but due to the fact that the proposed contractor has all the testing and monitoring analysis in hand and will not need to perform further testing and has prepared a draft report, it would be not be advantageous to begin anew the testing procedures or reporting requirements. Thus is in the best interest of the District to issue a purchase order to Environmental Consultants and Contractors, Inc. for the provision of the final report so it can fulfill the final aspects of the mandate.

5. CERTIFICATION BY AGENCY HEAD:

I hereby certify that the above findings are true, correct and complete.

Date

Terry Bellamy Director,
District Department of Transportation

6. CERTIFICATION BY CONTRACTING OFFICER:

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with 27 DCMR 1304 and that no response was received. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

Courtney B. Lattimore
Acting Chief Contracting Officer

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

Date

James D. Staton, Jr.
Chief Procurement Officer